

EXHIBIT C

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1 IN THE UNITED STATES DISTRICT COURT
2 FOR THE
3 DISTRICT OF MASSACHUSETTS

4 TERRI PECHNER-JAMES and
5 SONIA FERNANDEZ,
6 Plaintiffs,

7 C.A. NO.
8 VS. 03-12499-MLW

9 CITY OF REVERE, THOMAS
10 AMBROSINO, MAYOR, CITY
11 OF REVERE POLICE
12 DEPARTMENT, TERRENCE
13 REARDON, CHIEF, BERNARD
14 FOSTER, SALVATORE
15 SANTORO, ROY COLANNINO,
16 FREDERICK ROLAND,
17 THOMAS DOHERTY, JOHN
18 NELSON, JAMES RUSSO,
19 MICHAEL MURPHY and
20 STEVEN FORD,
21 Defendants.

22 CONTINUED DEPOSITION of TERRI PECHNER-JAMES
23 taken at the request of the Defendants Foster,
24 Santoro, Colannino, Roland, Doherty, Nelson,
25 Russo, Murphy and Ford, pursuant to Rule 30 of
26 the Federal Rules of Civil Procedure before Carol
27 A. Jeffrey, a notary public in and for the
28 Commonwealth of Massachusetts, on June 7, 2006,
29 commencing at 11:00 A.M. at the offices of
30 Reardon, Joyce & Akerson, 397 Grove Street,
31 Worcester, Massachusetts.

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1 MR. PORR: We're back on the record,
2 continuing the deposition of Terri Pechner-James.
3 It's a few minutes after 11:00 o'clock, Miss
4 James was here right on the dot at 10:00, but
5 Miss Dawne Thorne ran into transportation
6 problems and just got here.

7 There's been an offer to go until 6:00
8 to make up for the lost hour, and I think we'll
9 just play it by ear and see how the day plays
10 out.

11 MS. THORNE: All right.

12 TERRI PECHNER-JAMES, PREVIOUSLY SWORN
13 CONTINUED EXAMINATION BY MR. PORR:

14 Q. Good morning, Miss James.

15 A. Good morning.

16 Q. You know of course that you're still
17 under oath. We haven't resworn you because the
18 oath that you took to start the deposition
19 process still is in place, correct?

20 A. Yes.

21 Q. Have you taken any medications today?

22 A. Yes.

23 Q. What have you taken?

24 A. Paxil and Synthroid.

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1 Q. Okay. Do you need to take a break?

2 Why don't we take a break.

3 (Recess taken from 11:45 to 11:51.)

4 Q. All right, we're back on the record.

5 I gather that after approximately five minutes,

6 Officer Randall then responded to this dispatch?

7 A. Yes.

8 Q. So he got out of your car, got in his

9 car and left?

10 A. Correct.

11 Q. What did you do?

12 A. Followed him there.

13 Q. Followed him --

14 A. To the call.

15 Q. Why was that?

16 A. I don't know.

17 Q. Were you dispatched as backup?

18 A. No, Ronny Thornton was.

19 Q. Ronny?

20 A. Thornton.

21 Q. Was discharged as backup. Where was

22 the call?

23 A. 107.

24 Q. I'm sorry?

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1 premarked the calendar on the days that you'd be
2 working, you know, January, February, et cetera?

3 A. Correct.

4 Q. And then ultimately as it played out,
5 you didn't stay on the split shift, but the
6 calendar had already been written on?

7 A. Correct.

8 MR. PORR: Okay. All right. Counsel,
9 I have 1:20, and I'm prepared to move on to
10 discussing the January '99 meeting in some
11 detail. Take maybe a 45-minute break until 2:00
12 for lunch?

13 MS. THORNE: That's good.

14 MR. AKERSON: Sounds good.

15 (Luncheon recess taken 1:20 to 2:10.)

16 MR. PORR: We're back on the record.

17 And before we get started, we are reconvening
18 after our lunch break, and we started an hour
19 late, and Miss Thorne at the beginning of the
20 session offered to go until 6:00 to make up for
21 the missing hour. And then during lunch break,
22 defense counsel discussed that, and the weather
23 is deteriorating or continuing to be bad, and on
24 top of that, my oldest daughter and son-in-law

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1 Q. Whose watch are we going to use?

2 A. Yours.

3 Q. Very well.

4 THE WITNESS: I actually have to go to
5 the bathroom, that's why I was looking at my
6 watch.

7 MR. PORR: Oh, okay, let's take a
8 break so we can do that.

9 (Recess taken from 4:20 to 4:23.)

10 Q. Let me hand the witness what's been
11 marked as Exhibit 40. Do you recognize that as
12 the sexual harassment policy which you were
13 referencing on page 11 of your notes?

14 A. Yes.

15 Q. Okay. Do you recall when this policy
16 was distributed? I know it has an April 1 date,
17 but do you recall when it was circulated to the
18 entire department?

19 A. No.

20 Q. Do you recall having to sign for the
21 policy?

22 A. Yes.

23 Q. And when you signed for the policy, is
24 that also an indication that you've read the

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1 and ask what they had done in connection with
2 this entry in your notes that humiliated you in
3 front of others and the public.

4 I don't think Foster or Russo should
5 be on this list, because Foster wasn't the
6 supervisor for the split shift.

7 A. Okay. Well, your question I guess was
8 very broad, because it just seemed to me that you
9 were --

10 Q. It's tied directly to this note.

11 A. But there's no date on that. I don't
12 have a date, I finally decided to -- so there's
13 no date on there, and when you just asked that
14 question, maybe madam reporter can read back to
15 where I got confused.

16 Q. Okay. We've established though that
17 this note is chronologically between April 4 of
18 '99 and July 5 of '99. As of April 4 of '99, you
19 were still working the split shift, correct?

20 A. Right.

21 Q. As of July 5, '99, you had moved onto
22 the evening shift where Lieutenant Bernard Foster
23 was in charge.

24 A. To me, maybe with all the dates, I'm

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1 getting very confused. If you ask me an incident
2 and ask me what happened -- I'm confused here.
3 So maybe we should just call it because --

4 MR. PORR: Okay, then we'll do that.
5 We can go off the record.

6 (The deposition suspended at 4:44.)

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